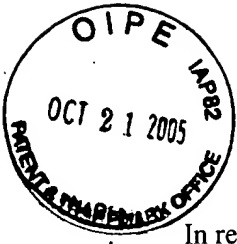


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PATENT
Attorney Docket No. 056297-5031-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Kevin L. GUNDERSON <i>et al.</i>)	Confirmation No.: 3919
)	
Application No.: 09/394,230)	Group Art Unit: 1634
)	
Filed: September 13, 1999)	Examiner: Betty J. Forman
)	
For: Nucleic Acid Analysis Using Complete N-Mer Arrays)	

Commissioner for Patents
U.S. Patent and Trademark Office
Customer Window
Randolph Building
401 Dulany Street
Alexandria, VA 22314

Sir:

INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.97(c)

Pursuant to 37 C.F.R. 1.56 and 1.97(c), Applicant brings to the attention of the Examiner the documents listed on the attached PTO 1449 form. This Information Disclosure Statement is being filed after the events recited in § 1.97(b) but, to the undersigned's knowledge, before the mailing date of either a Final Office Action or a Notice of Allowance. The Commissioner is hereby authorized to charge **\$180.00**, as specified by §1.17(p), to Deposit Account No. 50-0310 for this Information Disclosure Statement under the provisions of 37 C.F.R. §1.97(c).

Copy of the listed document is attached. Applicant respectfully requests that the Examiner initial and return the Form PTO-1449, indicating that the information has been considered and made of record herein.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If it should be determined that the listed documents constitute "prior art" under United States law,

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Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of such document.


Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed documents, should one or more of the documents be applied against the claims of the present application.

Except for issue fees payable under 37 C.F.R. §1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account No. 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. §1.136(a)(3).

Respectfully submitted,

Morgan, Lewis & Bockius LLP

Dated: October 21, 2005
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